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**EXAMINER:** David H. Kruse, Ph.D

**FROM:** John M. Sanders

**COMPANY:** U.S. Patent Office  
Art Unit 1638

**DATE:** December 6, 2004

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**NO. OF PAGES  
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**SUBJECT/MESSAGE:**

Serial No. 09/680,858; filed October 6, 2002  
Attorney Docket No. CIB-T104CX

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6 December 2004

John M. Sanders  
John M. Sanders, Patent Attorney

AMENDMENT UNDER 37 CFR §1.116  
Examining Group 1638  
Patent Application  
Docket No. CIB-T104CX  
Serial No. 09/680,858

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : David H. Kruse, Ph.D.  
Art Unit : 1638  
Applicants : Beetham *et al.*  
Serial No. : 09/680,858  
Conf. No. : 9880  
Filed : October 6, 2002  
For : Compositions and Methods for Plant Genetic Modification

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

AMENDMENT

Sir:

In response to the non-final Office Action mailed 6 August 2004 please amend the above-referenced patent application as follows. In view of a one month extension of time filed even date herewith a timely response is now due 6 December 2004. The amendment to the claims is on pages 2 and 3. The Remarks start on page 4.

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